IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

Crl.Rev.Pet.No. 2010 of 2007()

CRA.262/2005 of ADDL. DISTRICT & SESSIONS (ADHOC) COURT I (ADHOC), PATHANAMTHITTA
CC.554/2004 of JUDL.MAGISTRATE OF FIRST CLASS COURT-II, PATHANAMTHITTA

.....

REVN. PETITIONER: APPELLANT/ACCUSED:

SUJAB B., S/O. BASHEERKUTTY,
THEKKETHUNDATHIL, AVANEESWARAM, KUNNIKODE P.O.,
KOTTARAKARA.

BY ADV. SRI. K.SHAJ
SRI.B.BALRAJ

RESPONDENTS: COMPLAINANT/STATE:

---

1. T. IBRAHIM, S/O. MYTHEENE KHAN,
NELLIMOOTTIL VEEDU, MANGARAM, KONNI.

2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. C.M. KAMMAPPU, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 25/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

==========

CRL. R.P. NO. 2010 OF 2007

==========

Dated this the 25th day of May 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.2,00,000/- to the complainant vide Section 357 (3) Cr.P.C and in default to undergo simple imprisonment for six months.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate-II, Pathanamthitta on **26.11.2007** to receive sentence. Non bailable warrant pending if any shall be kept in abeyance till the.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

rv